

JARED J. SCHAFER  
ATTORNEY AT LAW  
1025 WESTCHESTER AVENUE • SUITE 305  
WHITE PLAINS, NEW YORK 10604

(914) 682-9777

JARED J. SCHAFER

ADAM L. SCHAFER \*

\*NY, NJ BARS

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SEP 10 2004  
U.S. DISTRICT COURT  
WHITE PLAINS, NY  
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SEP 10 2004  
U.S. DISTRICT COURT  
WHITE PLAINS, NY

September 4, 2004

VIA FACSIMILE (914-390-4085)

Honorable Charles L. Brieant  
United States District Judge  
United States Courthouse  
300 Quarropas Street  
White Plains, New York 10601  
Attention: Alice Cama

Re: *United States v. Elia, et al.*  
Docket No. 07 Cr. 543 (CLB)

Dear Ms. Cama:

In Mr. Scharf's absence, I write this letter to confirm the parties have agreed that the conference in this matter previously scheduled to take place tomorrow will be re-scheduled for Wednesday, October 10, at 9:00 a.m.

The parties also agree to exclude time.

Thank you very much.

Respectfully,  
Christina A. Ogando  
Paralegal

cc: Cynthia K. Dunne, Esq. (via facsimile)  
Joseph C. Vita, Esq. (via facsimile)